

08 102390

#1 4.00 -101-A

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Amended classification of this application:

Class (subclass)

Prior application:

Examiner Ziska, S.Art Unit 1804Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR § 1.60, of pending prior application serial no. 07/787,390 filed on November 4, 1991.

of Arthur Skoultchi

(inventor(s) currently of record in prior application)

for Production of Proteins Using Homologous Recombination

(title of invention)

1. ☒ Enclosed is a copy of the prior application, including the oath or declaration, as originally filed. I hereby verify that the enclosed is a true copy of the prior application.
2. ☐ Enclosed is a copy of the prior application, including the oath or declaration as originally filed and an affidavit or declaration verifying it as a true copy.
3. ☒ The filing fee is calculated below:

**CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS ANY CLAIMS  
CANCELLED BY AMENDMENT BELOW**

## EXPRESS MAIL CERTIFICATION

"Express Mail" label No. TB32785158XDate of Deposit AUGUST 5, 1993

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

SUSAN M. MORANSusan M. Moran  
(Signature of person mailing paper or fee)

(Signature of person mailing paper or fee)

A

## PATENT APPLICATION FEE VALUE

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	73	-20	53	\$22.00 each	1,166.00
Independent	6	-3	3	\$74.00 each	222.00
Basic Fee					710.00
Multiple Dependency Fee If Applicable (\$230.00)					230.00
Total					2,328.00
50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern					1,164.00
Total Filing Fee					\$ 1,164.00

4. ☒ Our check in the amount of \$1,164.00 is enclosed for the filing fee.
5. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 03-1184. A copy of this sheet is enclosed.
6. ☒ Cancel in this application original claims 2 through 25 of the prior application and add new claims 26 through 71 by preliminary amendment before calculating the filing fee (At least one original independent claim must be retained for filing purposes).
7. ☒ Amend the specification by inserting before the first line the following sentence: This is a ☒ continuation, ☐ division, of application serial no. 07/787,390, filed November 4, 1991. *BI*
- 
- 8a. ☒ Transfer the drawings from the prior application to this application and abandon the prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
- 8b. ☐ New formal drawings are enclosed.
- 8c. ☐ Informal drawings are enclosed.
- 9a. ☒ Priority of application serial no. 07/787,390 filed on November 4, 1991 in the United States is claimed under 35 U.S.C. §119.
- 9b. ☐ The certified copy has been filed in prior application serial no. , filed .
10. ☒ The prior application is assigned of record to Cell Genesys, Inc.
- 11a. ☒ The Power of Attorney appears in the original papers in the prior application serial no. 07/787,390, filed November 4, 1991.

- 11b. ☐ Since the Power of Attorney does not appear in the original papers, a copy of the Power in prior application serial no. , filed is enclosed.
12. ☒ A preliminary amendment is enclosed.
13. ☐ A preliminary amendment will be filed after issuance of the filing receipt.
- 14a. ☒ Small entity status was established in prior application serial no. 07/787,390 filed November 4, 1991, and is still proper and desired.
- 14b. ☐ A verified statement claiming small entity status is enclosed.
15. ☐ Additional enclosures or instructions.
16. ☒ Address all future communications to :

SaraLynn Mandel  
Director of Intellectual Property  
Cell Genesys, Inc.  
322 Lakeside Dr.  
Foster City, CA 94404  
(415) 358-9600, Extension 345

The undersigned declares further that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

8/5/93  
 (date)

SaraLynn Mandel  
 (signature)

Reg. No. 31, 853

Name and address of signator:

\_\_\_\_\_  
 Inventor(s)

SaraLynn Mandel

\_\_\_\_\_  
 Assignee of complete interest

Cell Genesys, Inc.

X Attorney or agent of record

322 Lakeside Drive

X Filed under rule 34(a)

Foster City, CA 94404

Tel. No. (415) 358-9600 Extension 345

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